



**Town of Fort Mill Town Council  
Regular Meeting Minutes  
April 11, 2016  
7:00 pm**

**Present:** Mayor Savage, Councilman Huntley, Councilman Helms, Councilman Shirey, Councilman Moody and Councilwoman McCarley, Dennis Pieper, Manager and Virginia Burgess, Town Clerk, were present.

**The following press was notified of the meeting by email or fax in accordance of the Freedom of Information Act: The Herald; CN2; WRHI; Fort Mill Times and WBTV. The agenda was also posted on the board outside of the entrance to Town Hall the required length of time and on the Town website.**

Mayor Guynn Savage opened the meeting and led the pledge of allegiance.

Councilman Huntley gave the invocation.

**PUBLIC COMMENTS**

Mr. Al Rogat, 1006 Cresthaven Lane, Fort Mill, requested that the Town start taking electronic payments for water service billing.

**MINUTES**

Councilman Helms made a MOTION to approve the Minutes of the Town Council's March 14<sup>th</sup> and March 28<sup>th</sup>, 2016 meeting minutes. SECONDED by Councilman Shirey. Passed 6-0.

**PRESENTATIONS**

**Presentation #1**

Swearing in ceremony for Trudie Bolin Heemsoth as Fort Mill Town Council Member, At-large, Seat 1.

Judge Kyle Hobbs swore Mrs. Trudie Bolin Heemsoth into the office of Fort Mill Town Council Member filling the At-large, Seat 1 position. She then took her place and participated in the remainder of the meeting.

## **Presentation #2**

Proclamation for Lineman Appreciation Day –

Mayor Savage presented a Proclamation to Mr. Rick Jiran, with Duke Energy and Mr. Marc Howie with York Electric Cooperative in recognition of Lineman Appreciation Day in the Town of Fort Mill.

## **Presentation #3**

Audit Presentation for Fiscal Year 2014.2015 -

Mr. Kevin Madden, with Greene Finney and Horton, LLP, gave a presentation outlining the audit that his firm conducted for the Town of Fort Mill. This presentation has been attached as schedule A. The Town received an “unmodified opinion” which is the highest and best opinion you can receive.

## **Presentation #4**

Financial Reports for March –

Chantay Boulter, Finance Director for the Town of Fort Mill, gave a summary presentation of the financial statements ending March 31, 2016.

## **PUBLIC HEARING**

### **Public Hearing Item #1**

Public Hearing: An ordinance amending the Code of Ordinance for the Town of Fort Mill; Chapter 32, Subdivisions; Article IV, Required Improvements; so as to add a new section, to be called Section 32-115, Street Acceptance Policy (Note: Pursuant to Sec. 6-1-330(C) of the S.C. Code of Laws, notice is hereby provided that the above referenced ordinance includes a new “Street Inspection Fee” for all streets offered for acceptance into the Town of Fort Mill Street Maintenance System. This fee will fund a service that was previously funded, in whole or in part, by property tax revenue.)

Councilwoman McCarley made a MOTION to open Public Hearing item #1.  
SECONDED by Councilman Huntley. Passed 7-0.

No public comments were received.

### Public Hearing Item #2

Public Hearing: An ordinance pertaining to the regulation of false alarms in the Town Limits of Fort Mill, South Carolina (Note: Pursuant to Sec. 6-1-330(C) of the S.C. Code of Laws, notice is hereby provided that the above referenced ordinance includes a new “False Alarm Fee” for individuals and businesses with three or more false alarms in any year. This fee will fund a service that was previously funded, in whole or in part, by property tax revenue.)

Councilman Shirey made a MOTION to open Public Hearing item #2. SECONDED by Councilman Helms. Passed 7-0.

No public comments were received.

### Public Hearing Item #3

Public Hearing: An ordinance annexing York County Tax Map Number 707-00-00-050, containing approximately 15.258 +/- acres on Whites Road.

Councilwoman McCarley made a MOTION to open Public Hearing item #3. SECONDED by Mayor Savage.

No public comments were received.

### Public Hearing Item #4

Public Hearing: An ordinance annexing York County Tax Map Numbers 661-00-00-006 and 661-00-00-007, containing approximately 3.4 +/- acres at 601 Sutton Road.

Councilwoman McCarley made a MOTION to open Public Hearing item #4. SECONDED by Councilman Helms.

No public comments were received.

## OLD BUSINESS

### Old Business Item #1

Second Reading: An ordinance pertaining to the regulation of false alarms in the Town Limits of Fort Mill, SC.

Councilwoman McCarley made a MOTION to approve the Second Reading of the Ordinance pertaining to the regulation of false alarms in the Town Limits of Fort Mill, SC with the provision that no fees be assessed until October 1, 2016, being a grace period. SECONDED by Councilwoman Heemsoth. Passed 6-1. Councilman Moody opposed.

### Old Business Item #2

Second Reading: An ordinance annexing York County Tax Map Number 657-00-00-114, containing approximately 4.48 +/- acres at 1544 Sam Smith Road (Ward 1: Shirey)

Councilman Helms made a MOTION to approve Second Reading of Old Business item #2. SECONDED by Councilman Shirey. Passed 7-0.

### Old Business Item #3

Second Reading: An ordinance amending the Code of Ordinance for the Town of Fort Mill; Chapter 32, Subdivisions; Article IV, Required Improvements; so as to add a new section, to be called Section 32-115, Street Acceptance Policy.

Dennis Pieper, Town Manager, explained that this is a policy of procedures to accept roads into the Town's network. This is a formalized process to make sure the roads are up to standards.

Councilwoman McCarley made a MOTION to approve Old Business item #3. SECONDED by Councilman Helms. Passed 7-0.

### Old Business Item #4

A resolution adopting a Street Acceptance Policy for the Town of Fort Mill.

Councilman Helms made a MOTION to approve the Resolution adopting a Street Acceptance Policy for the Town of Fort Mill. SECONDED by Councilman Shirey. Passed 7-0.

## NEW BUSINESS

### New Business Item #1

First Reading: An ordinance annexing York County Tax Map Number 707-00-00-050, Containing approximately 15.258 +/- acres on Whites Road (Ward 4: Moody).

Councilwoman McCarley made a MOTION to approve First Reading of New Business item #1. SECONDED by Councilman Huntley. Passed 7-0.

### New Business Item #2

First Reading: An ordinance annexing York County Tax Map Numbers 661-00-00-006 and 661-00-00-007, containing approximately 3.4 +/- acres at 601 Sutton Road (Ward 1:Shirey)

Councilman Shirey made a MOTION to approve New Business item #2. **SECONDED** by Mayor Savage. Passed 7-0.

### **New Business Item #3**

First Reading: An ordinance amending the 2008 Comprehensive Plan for the Town of Fort Mill, as amended on January 14, 2013, August 24, 2015, and February 8, 2016, so as amend the Future Land Use Map contained within Volume 2: Fort Mill Tomorrow.

Councilwoman McCarley made a MOTION to approve First Reading of this Ordinance amending the 2008 Comprehensive Plan for the “Town of Fort Mill, as amended on January 14, 2013. August 24, 2015, and February 8, 2016, so as amend the Future Land Use Map contained within Volume 2: Fort Mill Tomorrow. **SECONDED** by Councilman Helms. Passed 7-0.

### **New Business Item #4**

Consideration of Fund Balance Transfer from General Fund to Capital Projects Fund – As prescribed in the fund balance policy, Management recommends to Council a transfer from the General Fund to the Capital Projects Fund. This year’s transfer recommendation is \$3,500,000.

Councilman Shirey made a MOTION to approve the Fund Balance Transfer from General Fund to Capital Projects Fund in the amount of 3,500,000. **SECONDED** by Mayor Savage. Passed 7-0.

### **New Business Item #5**

Proposed Clarence L. Wilson utility bridge Use Agreement with the Level 3 Communications, LLC.

Paul Mitchell, Water Engineer for the Town of Fort Mill, spoke about this potential agreement with Level 3 Communications, LLC. His recommendation was that the Town should not sign a long term agreement because of the potential of the Town needing more space and weight capacity on this line in the future.

Mayor Savage made a MOTION to defer this item until further research can be done. **SECONDED** by Councilman Helms. Passed 7-0.

## **COMMITTEE REPORTS**

### **Committee Report #1**

Report of the Ad Hoc Appointments Committee Consideration of appointments to the Board of Zoning Appeals (3), Historic Review Board (3) and Planning Commission (3).

Jody Stegall, Scott Couchenour and Becky Campbell were nominated for the Board of Zoning Appeals.

Councilman Huntley made a MOTION to appoint these three nominees to serve on the Board of Zoning Appeals Board. SECONDED by Councilman Moody. Passed 7-0

Chip Heemsoth, Carolyn Blair and Melissa White were recommended for appointment to the Historic Review Committee.

Councilwoman Heemsoth recused herself from this vote for appointments to the Historic Review Board due to a conflict of interest.

Councilman Huntley made a MOTION to appoint these three candidates to the Historic Review Board. SECONDED by Councilman Moody. Passed 6-0.

Tom Petty, Jim Hudgins and Tom Adams were recommended for appointments to the Planning Commission.

Councilman Huntley made a MOTION to appoint these three candidates to the Planning Commission. SECONDED by Councilman Helms. Passed 7-0.

## **INFORMATION/DISCUSSION ITEMS**

### **Information/Discussion Item #1**

UDO Update: Joe Cronin, Planning Director

Mr. Joe Cronin, Planning Director, said that he is on task to present a draft of the UDO for public input on May 2<sup>nd</sup>. He said that staff is planning a drop in format for the public at the Spratt Building from 6-8 pm that evening. They will then present to the Planning Commission at their May meeting before bringing the information to Council.

## **EXECUTIVE SESSION ITEMS**

### **Executive Session Item #1**

Negotiations incidental to proposed contractual arrangements with the Fort Mill School District's School Resource Officers.

### **Executive Session Item #2**

Discussion of negotiations incidental to proposed contractual agreements for recreation property and facilities.

### Executive Session Item #3

Negotiations incidental to proposed purchase of property.

### Executive Session Item #4

Discussion of appointment

### Executive Session Item #5

Negotiations incidental in relation to the Clear Spring Development Agreement.

Councilman Helms made a MOTION to go into Executive Session to discuss negotiations incident to proposed contractual arrangements with the Fort Mill School District's Resource Officers, negotiations incidental to proposed contractual agreements for recreation property and facilities, negotiations incidental to proposed purchase of property, discussion of appoint and negotiations incidental in relation to the Clear Spring Development Agreement. SECONDED by Councilwoman McCarley. Passed 7-0.

Councilman Helms made a MOTION to come out of Executive Session. SECONDED by Councilwoman McCarley. Passed 7-0.

The Mayor announced that there were no votes taken in Executive Session.

Councilwoman McCarley made a MOTION to authorize the Town Manger to complete the contractual negotiations with the Fort Mill School District in relation to the School Resource Officers. SECONDED by Councilman Helms. Passed 7-0.

## ADJOURN

Councilwoman McCarley made a MOTION to adjourn. SECONDED by Councilman Helms. Passed 7-0.

The meeting adjourned at 9:42 pm.

Respectfully Submitted:

Virginia C. Burgess  
Town Clerk

**Approved by Council: April, 25, 2016**

